

sector. Sectors are more interconnected and more interdependent.

Eighty-five percent of the United States' critical infrastructures, the essential services that if disrupted or destroyed would impact our economic or national security such as financial services, telecommunications, transportation, energy, and emergency services, are still owned and operated by the private sector. Osama bin Laden has called on his supporters to attack the pillars of the U.S. economy the private sector.

If the private sector and the Federal Government are increasingly interconnected and are targets for those who wish us ill, it makes sense for both targets to share information with each other. We have to think differently about national security, as well as who is responsible for it. In the past, the defense of the Nation was about geography and an effective military command-and-control structure. Now prevention and protection must shift to partnerships that span private and government interests.

Yet the private sector has no access to government information about possible threats, much of which is often classified. The Federal Government, with its unique information and analytical capabilities, lacks specific information from the private sector on attacks. Both parties have a blind spot and only see parts of the problem. Government and industry would benefit from cooperating in response to threats, vulnerabilities, and actual attacks by sharing information and analysis. If the Department of Homeland Security is tasked to match threats with vulnerabilities, the private sector must be a willing partner.

Although the Senate bipartisan FOIA agreement that I negotiated is not included in the current homeland security bill, I am pleased that the final version includes a number of provisions that will foster critical infrastructure information sharing. As the government and the private sector cooperate and begin to exchange information, we will be in a better position to prevent, respond to and recover from future attacks to our country.

#### NOMINATION OF MICHAEL McCONNELL

Mr. HARKIN. Mr. President, I wish to express my concerns regarding the confirmation of Michael W. McConnell to serve on the United States 10th Circuit Court of Appeals.

Of President George W. Bush's judicial nominees, Michael W. McConnell is the most hard-line, impassioned, and consistent public foe of a woman's right to choose yet to come before the Senate. His legal views and philosophy are far outside the American mainstream.

This nomination passed out of the Judiciary Committee on November 14, and came before the full Senate on November 15. Given the lack of time to re-

view Professor McConnell's record, an absence of recorded votes in opposition to this nominee should not be taken as a vote of confidence from all Senators.

McConnell is a long-time anti-choice scholar and activist whose views on the constitutional right to privacy leave little doubt about how he would rule in cases involving the right to choose. He believes that *Roe v. Wade* was wrongly decided and that significant restrictions on abortion are appropriate, even while *Roe* stands. He has joined conservative political activists in calling for a constitutional amendment to ban all abortions, possibly even in cases of rape and incest.

This issue of abortion is one in which thoughtful people of good conscience may disagree. However, it is my belief that Michael McConnell's core personal beliefs on the immorality of abortion and the moral status of the embryo, articulated repeatedly in numerous forums including law reviews, op-eds, and legal [or court] briefs, will make it difficult if not impossible for him to consider impartially the cases that would come before him as a judge.

McConnell's view of the Freedom of Access to Clinic Entrances Act also illustrates his inability to be impartial. Not only has he contended that the law is unconstitutional, but his view of the FACE Act is so colored by his opposition to the right to choose that he has expressed his admiration for a judge who blatantly ignored the law in acquitting defendants who broke the law.

Anti-choice legislatures have demonstrated great creativity in creating innovative barriers to a woman's right to choose. The constitutionality of these new barriers is frequently determined by the circuit courts, and is rarely reviewed by the Supreme Court.

It is my hope that the administration will begin to reach across the aisle to identify moderate, consensus nominees. The alternative will be an ongoing crisis in the judiciary. It is also my hope that Professor McConnell is not a harbinger of what is to come when Supreme Court vacancies occur.

#### ADDITIONAL STATEMENTS

##### CONGRATULATIONS TO BOB AND MARY JEAN FREESE

• Mr. BAUCUS. Mr. President, I rise to extend my congratulations to Bob and Mary Jean Freese on their 50 years of marriage. During that half century, their loving relationship has not only helped them raise five children, but has served them well in raising two additional generations, with seven grandchildren and one great-grand child.

Bob and Mary Jean were united at Salem Lutheran Church in Spokane, Washington on December 6, 1952. Throughout their lives together they have demonstrated a commitment to public service, and instilled a similar public service ethic in their families.

Bob is the son of a Marine Corps Officer and served honorably in the United

States Air Force for ten years, and later was a plant engineer with Continental Baking Company. Mary Jean was a long time employee in the Spokane County Auditor's office.

While Bob and Mary Jean reside in Spokane, Washington, their daughter-in-law Maria Freese has provided dedicated service to the people of Montana, first as a member of my Senate staff and later as Tax Counsel with the Senate Finance Committee. Their son Terry recently retired from 25 years of service with Congressman Norm Dicks and as a Presidential appointee at the Department of Energy, their daughter Robin works with the state of Washington, their son Russell served with the U.S. Air Force, their daughter Peggy has worked with Spokane Community College. And their youngest son, Tom, has served the public in a number of positions in the automotive industry.

In their retirement, Bob and Mary Jean continue to help others by combining their interest in motorcycles with safety promoting community service at highway rest stops. Mary Jean is also an officer with the Spokane Genealogical Society and is always willing to help people seeking out their roots.

I hope that Bob and Mary Jean will continue to enjoy many more years of happiness together.●

##### ON THE RETIREMENT OF RIVER- SIDE COUNTY SUPERVISOR TOM MULLEN

• Mrs. BOXER. Mr. President, I rise to reflect on the distinguished career of Riverside County Supervisor Tom Mullen, who will retire on December 13, 2002. Supervisor Mullen's passion for good government and good planning has set a standard for his county and for California.

Before his tenure as Supervisor, Tom Mullen worked in the field of law enforcement, serving 11 years with the Riverside Police Department and the Riverside County Sheriff's Department. He also served as an aide to former California State Senator Robert Presley, Director of Intergovernmental Affairs for the Riverside County Transportation Commission, and Director for External Program Development for the University of California, Riverside's College of Engineering and Center for Environmental Research and Technology.

As Supervisor of Riverside County's Fifth District, Mullen helped develop programs for young people, improve education, improve infrastructure, reduce traffic congestion and make the streets safer by adding more police officers to the beat. In recent years, his focus has been on creating a transportation, habitat and housing blueprint for Riverside County, a plan that will guide the rapid development expected to occur in the coming years. Because of his diligent work and vision, Riverside County's plan has won state and

national praise and will give the County a firm guide for the future.

During his career in public service, Supervisor Mullen has served with many different organizations and received many awards for his leadership and vision. He served as Chairman of the Board of Supervisors, the Riverside County Transportation Commission, the March Joint Powers Authority (MJPA) and currently serves as Co-Chairman of the County Child Protective Services Committee. Among Mullen's accolades, he received the Riverside Community College Alumnus of the Year Award in 2000, the Management Leader of the Year Award from UCR's A. Gary Anderson School of Management in 1998 and the good Government Award from the Riverside County Chapter of the Building Industry Association in 1997.

It is clear that Supervisor Mullen has made a tremendous impact on the County and on the lives of the people of Riverside. With good economic sense and organization, Tom Mullen has been able to lead one of the nation's fastest growing areas. I commend him and extend my best wishes to the Supervisor, his wife, Kathy Tappan, and his family on this occasion and in the future.●

#### COMMEMORATING THE 50TH ANNIVERSARY OF THE PADUCAH GASEOUS DIFFUSION PLANT

● Mr. BUNNING. Mr. President, on October 24, 2002, the Paducah Gaseous Diffusion Plant in Paducah, KY commemorated and celebrated its 50th anniversary. In 1952, the Paducah Plant began the process of enriching uranium to help build and maintain our national security against our adversaries throughout the Cold War era, and to this day the 1,500 workers there continue their work to help ensure a safer world by dismantling nuclear agents from Russia's stockpile of weapons from its gladly-gone-days as the Union of Soviet Socialist Republics.

Throughout these past 50 years, the Federal Government did not always shoot straight with the Paducah Plant workers. Much of the time the workers were exposed to harsh and deadly chemical and industrial agents. Many became sick and many died while the Federal Government looked the other way. But throughout these times these workers forged ahead, and they continue to do so today. Now knowing the dangers of then and even the risks that go along with their jobs today, these dedicated workers still roll up their sleeves and get the job done, without complaint and with no questions asked. They are selfless and humble. The history of the Paducah Plant and its workers, and what they have and continue to do to ensure a more peaceful world, has and will continue to be an inspiration to us all.

The Paducah Plant is tucked away in God's country in southwest Kentucky between the Ohio River and rolling prairies and farmland. The Paducah

community and those in the surrounding area have been bedrock in their support of this plant and its workers, and they are owed a great deal of gratitude as well on this 50th anniversary. They have always been there with support and prayer for these plant workers and their family members during the toughest and roughest of times.

While the Federal Government and others turned away and failed to live up to their responsibilities to the Paducah Plant workers—neighbors, friends and family members were always there to comfort them and each other. This is a spirit which humbles us all. May God bless all those associated with this plant and its mission. We owe all of them more than we will ever realize.●

#### MR. STEPHEN ROGERS

● Mr. SCHUMER. Mr. President, it is with a heavy heart and great sadness that I bring news of the death of Stephen Rogers, a former publisher and long time President of the Syracuse Post-Standard. Mr. Rogers was a Central New York institution, a man who actively played a role in the newspaper's operation up until the day he died at ninety years old.

Although not originally from Central New York, he became one of the area's most influential figures, both because of his pen and community activism. Rogers was famous among local politicians for never shying away from asking tough questions, prompting a close friend to call him Socrates with a press card. Everyone from the Governor on down knew that an editorial board meeting at the Post-Standard was no walk in the park, as Rogers would force all who came to Syracuse to vigorously defend their policy choices. It is testament to Rogers' character and to how much he respected his craft, however, that no one ever doubted that the meetings would be enlightening and evenhanded. Indeed, journalism was part of the very marrow of Rogers' bones and a beloved profession: he once wryly told a group of college students, "Believe me, it's more fun that working for a living."

Rogers' love of fishing was perhaps the only activity that could match his commitment to his trade. New York State's beautiful lakes quickly helped bond him to the area when he first arrived in 1955, and he showed his love for the area by giving back to the community in so many ways. As Chairman of the Metropolitan Development Association, he was a staunch advocate and promoter of economic development in Central New York. Although he was criticized by some for overstepping the limits of objectivity required by his day job, Rogers felt that he could not in good conscience earn a living in community without giving back. It's not surprising that he could also count his leadership of the state publishers' association, the water board, and the

United Way, as well as time spent on the boards of the YMCA, the former Crouse-Irving Memorial Hospital, Le Moyne College, the Red Cross and the symphony as other significant volunteer accomplishments.

If there is one thing to say about Stephen Rogers, it is that he was the epitome of good citizenship. His dedication to his craft, community activism, and unceasing work ethic meant that he stood out as a leader in Central New York up until his final days. He will be sorely missed by us all.●

#### TRIBUTE TO CENTURY CONSTRUCTION

● Mr. BUNNING. Mr. President, I rise today to pay tribute to Century Construction in Erlanger, KY. Last Friday, Sandy Taylor, Assistant Administrator for the Occupational Safety and Health Administration's, OSHA, 5th region in Chicago, presented Mike Mangeot, President and CEO of Century Construction, with a Voluntary Protection Program, VPP, award for Century's exemplary record of safety in the workplace.

OSHA's Voluntary Protection Programs are designed to recognize and promote effective safety and health management. In the programs, management, labor and OSHA work together to establish a cooperative relationship aimed at improving safety standards in the workplace. VPP participants are a select group of facilities, which have designed and implemented outstanding health and safety programs. Kevin Still, Century's Vice President for Administration and Safety Director in charge of Century's safety programs, deserves special recognition for the part he has played in creating a safe working environment for Century's employees. Kevin has been an integral part of Century's success.

There are over 6 million work places in the United States. Of these, only 900 have received VPP awards. Out of the nearly 750,000 construction contractors in this country, only three have won a VPP award for safety. Century is the first ever mobile site participant to win this award. By working with employees from both top-to-bottom and bottom-to-top, Century has demonstrated how far communication and teamwork can take an organization.

The men and women of Century Construction deserve our admiration and respect for their hard work and determination. I am proud to know that such companies are operating within Kentucky.●

#### RECOGNIZING PUBLIC SERVICE OF ANN JORGENSEN

● Mr. GRASSLEY. Mr. President, I want to take this opportunity to recognize and express appreciation for the contributions to public service made by Ann Jorgensen, who is finishing her term as board member to the Farm Credit Administration.